IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.3351 OF 2003.
IN
FIRST APPEAL NO.976 OF 1997.

Mohmed T. Mahimkar ...Applicant

Versus

Municipal Corporation of Gr Bombay ...Respondent

Shri S.M.Kazi for the applicant.

CORAM : ABHAY S.OKA, J.
DATED : 11th December, 2007.

P.C.:

1. Heard learned advocate for the applicant.

2. In view of averments made in the application, a case is made out for setting aside the order of dismissal of the First Appeal and for restoration thereof.

3. Hence, Civil Application is disposed of by passing following order:

(i) The order of dismissal of the appeal will stand set aside subject to condition of the applicant removing all office objections in appeal within a period of six weeks from today.

(ii) If all office objections are not removed within the specified time, the order of the dismissal of the appeal will stand.

JUDGE